C.S. Law (3)

IN THE HIGH COURT OF CHHATTISGARH
AT BILASPUR

W.P. No. 2907 /2004

Petitioner : SURENDRA SINGH,
S/o Shri Banke Bihari Singh
aged about 52 years,
Occupation - Service,
Head Constable, posted at
P.S. Ganj, Raipur,
R/o Qrt. No. 11, Police Colony,
Chhotapara, Distt. Raipur (C.G.)

P.R. No. 2932/04
Presented by Shri D.K. Choudhary
dated 26-8-04

VERSUS

Respondents :
1. State of Chhattisgarh,
through : The Secretary
Home Department,
D.K.S. Bhawan, Raipur
Distt. Raipur (C.G.)

2. Director General of Police
Police Head Quarter,
Raipur (C.G.)

3. Inspector General of Police
Raipur, Distt. Raipur (C.G.)

4. Superintendent of Police
Raipur, Distt. Raipur (C.G.)

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Sikhdar
25/8/04
Clerk to A.G. Bilaspur

26/8/04

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE APPROPRIATE WRIT, ORDER OR DIRECTION.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(2)

आदेश पत्रक

मामला क्रमांक WP 2907/04 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

20/9/2004

Shri Ayaz Naved for the petitioner.

Shri Satish Gupta, Dy. Govt. Advocate, for the State.

Application for urgent hearing is allowed.

Heard.

Learned counsel for the petitioner submits that the matter relates to transfer of the petitioner. He further submits that the petitioner has been transferred at his own expenses whereas he has not given any option. It is reiterated at the Bar. He also submits that for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered on its own merits in accordance with law.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising his grievances before the competent authority of the respondents along with a copy of the petition and this order, within ten days, and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as possible preferably within six weeks from the date of receipt of the representation. Since the petitioner has been transferred at his own expenses whereas he has not given any option and this fact is reiterated at the Bar, it is directed that till the representation is decided, the petitioner shall be allowed to continue on the present place of posting. It is made clear that if any grievance still remains, the petitioner may avail the remedy available under the law.

With the aforesaid observations, this petition stands disposed of.

Consequently M.W.P.No.2556/2004 also stands disposed of.

Certified copy as per rules.

Sd/-
Fakhruddin
Judge

[पीछे देखिये